

**WARRICK COUNTY COUNCIL**

**RESOLUTION NO. 2022 - 07**

**A RESOLUTION SETTING THE MAXIMUM ALLOWABLE PROPERTY TAX LEVY  
FOR THE WARRICK COUNTY SOLID WASTE DISTRICT**

**WHEREAS**, Indiana Code section 6-1.1-18.5-3 establishes the maximum allowable ad valorem levy ("Allowable Levy") for each civil taxing unit in Indiana, including the District;

**WHEREAS**, Indiana Code section 13-23-3-16(b) provides, in relevant part:

To be eligible to include within the district's budget for the following year tax revenue derived from the imposition of a property tax, the first year that a property tax will be imposed and any subsequent year in which the proposed tax levy will increase by five percent (5%) or more, a board must present identical resolutions to each of the county fiscal bodies within the district seeking approval for the use of property tax revenue within the district. The resolution must state the proposed property tax levy and the proposed use of the revenue;

**WHEREAS**, Indiana Code section 13-21-3-16 requires prior authorization by the Warrick County Council ("Council"), as the county fiscal body, before May 1, 2022, in order for the 2023 levy of the Warrick County Solid Waste District ("District") to be raised to the Allowable Levy;

**WHEREAS**, the District has informed the Council that the District is currently contemplating certain capital improvements at the recycling center that would benefit taxpayers by reducing the cost of staff and also by increasing the output of recyclable material available for resale;

**WHEREAS**, it is expedient for such capital improvements to be financed by debt, issued on repayment terms ranging from five to fifteen years;

**WHEREAS**, the District informed the Council that the District's taxpayers would incur approximately \$600,000, less nominal interest and financing expenditures, if the term of the debt to be established is at five years, rather than a longer term;

**WHEREAS**, it is in the interests of the taxpayers to service the debt with property tax revenue, derived insofar as is practical from the regular operating levy of the District rather than a separate and additional levy for debt service;

**WHEREAS**, the current regular operating levy of the District is less than the Allowable Levy and is insufficient to cover debt service on a note with a term of five years;

**WHEREAS**, raising the regular operating levy of the District to the Allowable Levy would enable the District to cover debt service on a note with a term of five years; and

**WHEREAS**, the Council will act on the levy of the District when the Council acts on the District's annual budgets, levies, and rates of the District in October 2022.

**NOW, THEREFORE, BE IT RESOLVED** by the County Council of the Warrick County, Indiana:

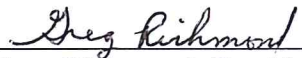
Section 1. The Council authorizes and approves that the District's maximum property tax levy for budget year 2023 may be set at \$2,352,702.


Section 2. The Council authorizes and approves that the District's property tax levy may be used to fund the annual 2023 budget consisting of operating expense and debt service.

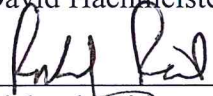
Section 3. Notwithstanding the foregoing, the Council reserves its final decision on whether to raise the regular operating levy of the District and the use of the District's property tax levy, until the Council's annual 2023 budget.


PASSED this 7<sup>th</sup> day of April, 2022.

**Warrick County Council**

  
\_\_\_\_\_  
Greg Richmond, President

 (NAY)  
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David Hachmeister

 (NAY)  
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Richard Reid

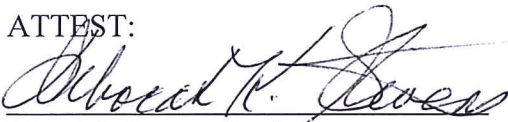
  
\_\_\_\_\_  
Ron Bacon

  
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Brad Overton, Vice President

(NAY)  
\_\_\_\_\_  
Ted Metzger

  
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Chris Whetstone

ATTEST:

  
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Warrick County Auditor